

Minneapolis City Planning Department Report

Vacation 1406

Date: March 31, 2003

Applicant: Sabri Properties

60-Day Review Decision Date: Not Applicable

Address of Property: The west half of the first east-west alley south of Lake Street between Clinton Avenue South and 4th Avenue South.

Contact Person and Phone: Valerie Metoyer 612-825-4433

Planning Staff and Phone: Jim Voll 612-673-3887

Ward: 8 **Neighborhood Organization:** Central

Existing Zoning: The surrounding properties are zoned C1 Neighborhood Commercial.

Comprehensive Plan: The comprehensive plan shows this part of Lake Street as a commercial corridor.

Proposed Use: Parking lot.

Development Plan: A proposed site plan for the parking lot is attached.

Other Zoning Applications Required: Site plan review is required for the parking lot, since it serves uses subject to site plan review.

Responses from Utilities and Affected Property Owners: Minneapolis Public Works has not yet responded. Staff will forward their recommendation at the March 31, 2003 City Planning Commission meeting.

Xcel Energy, Time Warner, and Qwest request an easement over the north 10 feet of the vacated right-of-way for the existing power poles and lines.

Findings: The City Planning Department finds that the area proposed for vacation is not needed for any public purpose, and it is not part of a public transportation corridor, and that it can be vacated if any easements requested above are granted by the petitioner.

Recommendation of the City Planning Department:

The City Planning Department recommends that the City Planning Commission and the City Council accept the above findings and **approve** the vacation subject to the provision of an easement to Xcel, Qwest, and Time Warner over the north 10 feet of that part of an alley dedicated in Block 1, State Addition, lying west of the northerly extension of the east line of Lot 56, said block 1.

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Vacating the part of an alley dedicated in Block 1, State Addition, lying west of the northerly extension of the east line of Lot 56 (Vacation File No. 1406).

Resolved by The City Council of The City of Minneapolis:

That all that part an alley dedicated in Block 1, State Addition, lying west of the northerly extension of the east line of Lot 56, said Block 1 is hereby vacated except that such vacation shall not affect the existing easement right and authority of Xcel, Qwest, and Time Warner, their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard to each of said corporation(s) as follows, to wit:

As to Xcel, Qwest, and Time Warner: An easement over the north 10 feet of an alley lying west of the northerly extension of the east line of Lot 56, said Block 1.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.